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Attorneys for Plaintiff

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,)	CR No. 08-0329 JSW
)	
Plaintiff,)	STIPULATION AND [PROPOSED] ORDER
)	EXCLUDING TIME FROM JULY 3, 2008
v.)	THROUGH JULY 31, 2008
)	
TIMOTHY CRAIG,)	
)	
Defendant.)	
)	

On July 3, 2008, the parties in this case appeared before the Court and stipulated that time should be excluded from the Speedy Trial Act calculations from July 3, 2008 through July 31, 2008. The parties represented that granting the continuance was necessary for continuity of counsel and effective preparation of counsel, taking into account the exercise of due diligence, in light of defense counsel's work travel schedule and to afford defense counsel time to prepare motions he intends to file. See 18 U.S.C. § 3161(h)(8)(B)(iv). The parties further represented

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1 that the Speedy Trial Act would be tolled by statute upon filing of motions by the defendant on
2 July 31, 2008. See 18 U.S.C. § 3161(h)(1)(F).

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4 SO STIPULATED:

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6 JOSEPH P. RUSSONIELLO
7 United States Attorney

8
9 DATED: July 3, 2008

10 /s/ Denise Barton
11 DENISE MARIE BARTON
12 Assistant United States Attorney

13
14 DATED: July 3, 2008

15 /s/
16 STEVEN G. KALAR
17 Attorney for TIMOTHY CRAIG

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19 As the Court found on July 3, 2008, and for the reasons stated above, the Court finds that the
20 ends of justice served by the continuance outweigh the best interests of the public and the
21 defendant in a speedy trial and that time should be excluded from the Speedy Trial Act
22 calculations from July 3, 2008 through July 31, 2008. See 18 U.S.C. §3161 (h)(8)(A). The
23 failure to grant the requested continuance would deny the defendant effective preparation of
24 counsel, taking into account the exercise of due diligence, and would result in a miscarriage of
25 justice. See 18 U.S.C. §3161(h)(8)(B)(iv).

26
27 SO ORDERED.

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DATED: _____

HONORABLE JEFFREY S. WHITE
United States District Court Judge